

**IOWA DEPARTMENT OF NATURAL RESOURCES  
ADMINISTRATIVE ORDER**

IN THE MATTER OF:  <b>SHANE RECHKEMMER</b> Fayette County, Iowa	CONSENT AMENDMENT TO ADMINISTRATIVE ORDER NO. 2011-SW-18
--	--

TO: Shane Rechkemmer  
5848 "W" Avenue  
Oelwein, Iowa 50662

Administrative Order No. 2011-SW-18 was issued to Shane Rechkemmer on May 24, 2011, and was timely appealed. In the interest of settling this appeal, the order is amended as follows:

1. Paragraph 2, Section V ORDER is deleted and replaced with the following:  
  
Remove all remaining solid waste located at 5848 "W" Avenue, Oelwein, Iowa and dispose of it at a permitted solid waste disposal facility by October 1, 2012.
2. Paragraph 3, Section V ORDER is deleted and replaced with the following:  
  
Submit landfill receipts to DNR Field Office 1; 909 West Main Street, Suite 4; Manchester, Iowa 52057 by October 15, 2012.
3. Paragraph 4, Section V ORDER is deleted and replaced with the following:  
  
Pay a penalty of \$1,000.00 by July 1, 2012. The penalty shall be submitted to Iowa Department of Natural Resources; Henry A. Wallace Building; 502 East Ninth Street; Des Moines, Iowa 50319-0034.
4. Paragraph 5, Section V ORDER is deleted and replaced with the following:  
  
If the solid waste is not properly disposed of by October 1, 2012, Shane Rechkemmer shall pay a stipulated penalty in the amount of \$500.00 per month for each month the solid waste remains, up to \$9,000.00. The stipulated penalties are in addition to the \$1,000.00 administrative penalty.
5. Section VII APPEAL RIGHTS is deleted and replaced with the following:

This Consent Amendment to Administrative Order No. 2011-SW-18 is entered into knowingly and with the consent of Shane Rechkemmer. For this reason, Shane Rechkemmer waives his right to appeal this Consent Amendment to Administrative Order No. 2011-SW-18.

6. In all other respects, Administrative Order No. 2011-SW-18 remains in full force and effect.

Any questions regarding this order should be directed to:

Kelli Book  
Iowa Department of Natural Resources  
Legal Services Bureau  
7900 Hickman Road, Suite 1  
Windsor Heights, Iowa 50324  
515-281-8563

  
\_\_\_\_\_  
Chuck Gipp, DIRECTOR  
Iowa Department of Natural Resources

Dated this 16<sup>th</sup> day of  
August, 2012

  
\_\_\_\_\_  
SHANE RECHKEMMER

Dated this 30 day of  
July, 2012

Kelli Book; DNR Field Office 1 – Brian Jergenson; EPA; V.L.C

**RECEIVED**

AUG 03 2012

IDNR AIR QUALITY